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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 JEFFERY COOPER,

9 Petitioner

10 v.

11 NETHANJAH BREITENBACH, *et al.*,

12 Respondents.

Case No.: 3:23-cv-00067-RCJ-CSD

**Order Denying Motion for Counsel and
Granting Extension to Respond to
Amended Petition to April 15, 2024**

(ECF Nos. 19, 22)

13 Jeffery Cooper has submitted another motion for appointment of counsel in his
14 28 U.S.C. § 2254 habeas corpus action. (ECF No. 19.) There is no constitutional right to
15 appointed counsel in a federal habeas corpus proceeding. *Luna v. Kernan*, 784 F.3d
16 640, 642 (9th Cir. 2015) (citing *Lawrence v. Florida*, 549 U.S. 327, 336–37
17 (2007)). Whenever the court determines that the interests of justice so require, counsel
18 may be appointed to any financially eligible person who is seeking habeas corpus
19 relief. 18 U.S.C. § 3006A(a)(2)(B). Cooper's latest motion presents no new arguments
20 explaining why counsel is warranted. In his reply in support of his motion, Cooper states
21 that he has had to pay other inmates to assist him with his filings. But because Cooper's
22 petition sets forth his claims for relief clearly, and the legal issues do not appear to be
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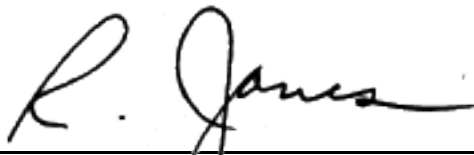
1 particularly complex, the court remains unpersuaded that counsel should be appointed.
2 The motion is therefore denied.

3 Respondents also ask the court for an extension to file a response to the petition.
4 (ECF No. 22.) Good cause appearing, the motion is granted.

5 IT IS THEREFORE ORDERED that petitioner's motion for appointment of
6 counsel **(ECF No. 19) is DENIED.**

7 IT IS FURTHER ORDERED that respondents' motion for extension of time to file
8 a response to the amended petition **(ECF No. 22) is GRANTED *nunc pro tunc*. The**
9 **deadline to file the response is extended to April 15, 2024.**

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12 DATED: 7 March 2024.

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15 ROBERT C. JONES
16 UNITED STATES DISTRICT JUDGE
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